

Tillamook Urban Renewal Agency 210 Laurel Avenue Tillamook, Oregon 97141

Phone: 503-842-2472 Fax: 503-842-3445

Public Meeting Notice and Agenda

January 9, 2013 - 5:30 PM

Tillamook City Hall – 210 Laurel Avenue – Tillamook Oregon 97141

- 1. Call to Order and Roll Call
- 2. Election of Officers and Committee Appointments
- 3. **Approval of Minutes** Regular Meeting 12-12-2012
- 4. **Approval of Bills** \$1,985.00
- 5. **Approval of Financial Report** November 30, 2012
- 6. **Public Non-Agenda Items -** Public Concerns/Comments (5 minute limitation)
- 7. **Pending Business**
 - a) Legal Advice from Jeannette Launer Regarding Roberts Rules of Order
 - b) LGIP (State Pool) Signature Updates
- 8. **New Business**
 - a) Set Work Session for Facts Findings & Justification Committee
- 9. Committee Reports and Project Updates
 - a) Sunseri Dutch Mill
 - b) Pelican Pub Brewery
- 10. Correspondence/Information
 - a) City Costs on 3rd Street Waterline Project
 - b) Tillamook County Pioneer Museum January 19, 2013 Discussion Invitation
 - c) FYI: City Council Meeting January 22, 2013 Parks & Recreation Master Plan
 - d) New Owner of 1906 1st Street (old Video Audio Bldg)
- 11. Concerns of the Board/ Non-Agenda Items
- 12. **Executive Session:** ORS 192.660 (2)(e) Real Property Transactions and ORS 192.660 (2) (h) Legal Counsel
- 13. **Meeting Schedule**: February 13, 2013
- 14. Adjournment

This is a public meeting per ORS Chapter 192. The Board reserves the right to adjourn into Executive Session per ORS 192.660. The meeting location is accessible to persons with disabilities. Please contact the office of the City Manager of Tillamook at 503-842-2472 should special accommodations be required for citizens with visual or hearing impairment. Persons with hearing impairments may contact the Oregon Relay Service at 1-800-648-3458 (TDD) OR 1-800-648-4442 (VOICE)

Posted January 7, 2013

Tillamook Fire District * Tillamook City Hall * Tillamook County Library *Tillamook County Court House



Tillamook Urban Renewal Agency

Committee Members 2012

Updated 10/16/2012

Proposal Committee:

Committee Chair – John Sandusky

Committee Member – Ruth LaFrance

Committee Member – Don Hurd

Contract Committee:

Committee Chair - Cheryl Davy

Committee Member – Dave Schrom Committee Member – Alene Allen

Real Estate Committee:

Committee Chair - Carolyn Decker

3rd Street Committee:

Committee Chair - Don Hurd

Committee Member – John Sandusky Committee Member – Alene Allen

Streetscapes Committee:

Committee Chair: **Tom Connaughton** (503-842-7940)

Committee At-Large Member – Betty Rolston (503-842-2531 or 503-812-6494)

Committee TURA Member – Alene Allen Committee TURA Member – Ruth LaFrance Committee TURA Member – Cheryl Davy

Neighborhood Improvement Committee:

Committee Chair – Dave Schrom

Committee Member – John Sandusky Committee Member – Don Hurd



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Regular Board Meeting Wednesday - December 12, 2012 - 5:30 P.M.

Handouts to Board after packet distribution:

- 1) Board volunteer application for Don Hurd, Aaron Zimmerman, and Ruth LaFrance.
- 2) Board voting form
- 3) Letter of grant support request from Urban Designer Terra Wilcoxson
- 4) Streetscapes designs and cost estimates
- 1. <u>Call to Order and Roll Call</u>: Chairman Hurd called the meeting to order at 5:32 P.M.
 - **D. Reeves** did the roll call of the board.

Board Members Present:

Don Hurd Carolyn Decker Alene Allen John Sandusky Dave Schrom Cheryl Davy

Board Members Absent

Ruth LaFrance (excused)

Staff Present: City Administrator Paul Wyntergreen, Executive Assistant Debbi Reeves

Guests/Public:

Tillamook Co. Public Works Director Liane Welch, Aaron Zimmerman, Doug Henson, Jane Wise, Kathy Sunseri, Mary Jones, Jeff Schons, Mayor Suzanne Weber

2. Resignation of Chair/Election of Chair:

Chairman Hurd announced he had rescinded his resignation and would remain Chair and has put in his application for a position on the board for the terms expiring at the end of the month.

3. Approval of Minutes:

> John Sandusky made a motion to approve the minutes of the November 14, 2012 regular board meeting as presented and to approve the minutes of the special board meeting held on November 20, 2012 as typed. Dave Schrom seconded the motion. Ayes were received by all board members present. The motion passed.

4. **Approval of Bills:**

- **D. Reeves** noted the bills include the first payment on the loan to Columbia State Bank for interest only. The next payment will be in June and will be principal and interest. She also noted the payment for the façade grant for **Dave and Sandra Dixon** is included. **D. Schrom** commented he would like to hold off approval of the bills until he can give the report from the Contact Committee later in the meeting.
 - After the report from the Contract Committee on the Dixon façade grant John Sandusky made a motion to approve the bills in the amount of \$52,684.25 (check #700 -704). Dave Schrom seconded the motion. Ayes were received by all board members present. The motion passed.

5. Approval of Financial Report:

D. Reeves commented the October 31, 2012 Financial Statement looked fine. No motion was made but consensus of the board was to accept the statement as presented.

6. **Public Non-Agenda Items:**

Aaron Zimmerman commented on Roberts Rules of Order and the portion of the bylaws pertaining to that. His opinion is that the board should have legal advice before proceeding to remove that part of the bylaws. **P. Wyntergreen** noted the change was to use Roberts Rules guidelines only. There was discussion about the flexibility to the chairman.

7. Pending Business:

- Proposal Committee Recommendation on Pelican Pub and Brewery Application: P. Wyntergreen explained the recommended motion included in the packet that was drawn up by the Proposal Committee. He explained the terms commenting on the employment targets. There was discussion about the employment targets, forgivable loan requirements, and proforma data from the business plan. D. Schrom noted he had emailed concerns which were included in the packet for review. He went over his concerns. There was discussion about sub-contractors and timing for submitting invoices to TURA for payment. Mary Jones and Jeff Schons explained noting the 25th of the month would work for them. Marketing materials were discussed and will be revised. P. Wyntergreen noted the changes discussed will be restructured and clarified. There was discussion about jobs and estimated wages.
 - John Sandusky made a motion to approve the recommended motion as presented with amendments as discussed. Cheryl Davy seconded the motion. P. Wyntergreen went over the changes which include contractor' to subcontractors' in paragraph 1, changing inspection work in paragraph 5 to the TURA Contract Committee and changing the billing submit date to the 25th of the month and rewording paragraph 6 regarding the marketing material. The

vote was called for and Ayes were received by all board members present and the motion passed.

P. Wyntergreen stated the next step will be for the Pelican Brewing Company to take the motion to their attorney and begin drawing up the contract.

b) 3rd Street Improvement Project:

Liane Welch from the Tillamook County Public Works Department spoke to the board about the 3rd Street Improvement Project and the status of the project. She spoke about the issues with Centurylink, the groundwater problems, the negative impact on the businesses during the project, the raised manholes, ponding issues, the water lines, and the expenses. She handed out an article from the Headlight Herald and a cost spreadsheet. She commented on additional costs for the county, the city, and TURA. She spoke about the refund TURA was supposed to have received prior to the overages. There was discussion about the amount TURA has already contributed to the project, the county's investment into the project and the city's costs. The issues with Centurylink had added cost of over \$185,000 to the project. L. Welch explained they have filed a claim with Centurylink. P. Wyntergreen explained the board will need to review the information more and get back her about this. He commented on the expectancy of the refund, the current budget, and the current projects planned. Chairman Hurd noted this needs further discussion. D. Schrom commented on the road will be city maintained not county maintained after completion. This issue will be tabled for further review.

c) Sunseri Application Update:

Kathy Sunseri explained that nothing has been received from Josh Matsell regarding repairs to the front of the building. This will be tabled until the next meeting.

d) Resolution 2012-07 Amending the TURA Bylaws:

The board discussed the resolution and decided to amend all the portions of the bylaws as discussed at the last meeting with the exception of Section 4g pertaining to Roberts Rules of Order. Board consensus is to send this to TURA attorney **Jeannette Launer** for her opinion and then to renumber the resolution after this change. A. **Zimmerman** asked for clarification regarding the changes and removal of Section 4 of the resolution.

- Carolyn Decker made a motion to adopt Resolution 2012-07 as amended with the removal of Section 4 and renumbering the sections. Dave Schrom seconded the motion. Ayes were received by all board members present. The motion passed.
- **C. Davy** asked about the procedure for resignations, rescinding, and who tasks charge when a resignation takes place. **P. Wyntergreen** noted there was nothing in the bylaws pertaining to this. **Chairman Hurd** commented he would like to form a committee to evaluate the

Plan, priorities, and the work load. There was discussion about adding something into the bylaws or a resolution concerning resignations.

e) Nominations and Appointments for Expiring Board Positions:

P. Wyntergreen explained the board would be nominated applicants for the two board positions which terms end on December 31st. C. Davy nominated Ruth LaFrance. D. Schrom nominated Aaron Zimmerman. C. Decker nominated Don Hund. P. Wyntergreen then explained each board member would enter 2 names on the voting form that was handed out and sign the form. The forms were collected, D. Reeves read the names of on the voting form, and P. Wyntergreen tallied the votes explaining the top two would be elected to the board. Don Hurd received 5 votes. Aaron Ximmerman received 4 votes. Ruth LaFrance received 3 votes. Don Hurd and Aaron Zimmerman will begin the new terms on January 1, 2013.

f) Update on STIP Application:

P. Wyntergreen spoke about the STIP application with a request for approximately \$700,000 noting the city would not know if the grant is approved until October 2013. He spoke about the design plans, TURA Streetscapes Pilot project, the ODOT Intersection project, street trees, and street lights. He noted that TURA has committed a \$50,000 match towards the project if approved for funding which would not be needed until 2016.

8. New Business:

a) Local Government Investment Pool (LGIP):

D. Reeves explained that signatures of board members have not been updated for the LGIP account with the State since 2009 and they are requesting updates. With the changes to the board she recommended we table this until January when the new board terms begin. She also explained she has contacted Columbia State Bank to see if the reserve funds can be moved to the state pool account for higher interest return or if Columbia State Bank can offer a higher interest rate but she has not heard back from them. **D. Reeves** commented the state pool account could earn well over an additional \$1000 in interest on the reserve funds.

9. Committee Reports:

a) Dixon Project:

D. Schrom stated the Contract Committee had met and inspected the windows and doors at the Dixon building. He commented their only concern was the windows did not match but color was not part of the application. There was discussion about this. **D. Schrom** noted how nice the building looks. He stated his opinion is to approve the grant but next time the committee should make sure the colors match. He would like to speak to **David and Sandra Dixon** about this also. There was discussion about the project. The Contract Committee was

in agreement to pay out the grant.

10. <u>Correspondence/Information</u>:

a) Publication of Annual Report:

D. Reeves explained the costs quoted to her by the Headlight Herald for publication of the 2011-2012 Annual Report. Since the costs are extremely high she will continue to work on a format that could bring the cost down. She noted the publications did not have to be completed until March 1, 2013 so there is still time to resolve this.

11. Concerns of the Board and Non-Agenda Items:

- **D. Reeves** noted a memo had been handed out prior to the meeting from City Urban Designer **Terra Wilcoxson** asking for letters of support from TURA for 2 grant applications she is working on. **P. Wyntergreen** spoke about the grant pertaining to murals and the current city ordinance on murals.
 - John Sandusky made a motion to write the letters of support and authorize the chairman to sign. Dave Schrom seconded the motion. Ayes were received by all board members present. The motion passed.
- **D. Schrom** asked about the 3rd Street refund from the county. **P. Wyntergreen** noted it could be at least 6 months before TURA would receive any refund. There was discussion about this as well as the pawing costs in the spring.

12. Executive Session:

Chairman Hurd read the Executive Session disclosure statement and cited ORS 192.660 (2)(e) and 192.660 (2)(h). The regular meeting was adjourned into Executive Session at 7.02 P.M.

Chairman Hurd reconvened the regular meeting at 7:30 P.M.

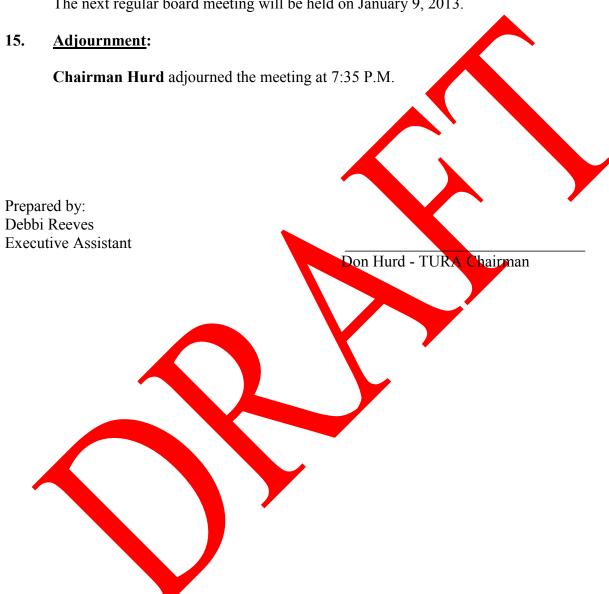
13. <u>Potential Decision from Executive Session and Resolution 2012-08:</u>

- **P. Wyntergreen** went over the resolution pertaining to **John Janac** and the IOOF building. He commented on the resolution changes discussed during the Executive Session pertaining to authorization to the attorney and attorney retainer.
 - Don Hurd made a motion to approve and adopt Resolution 2012-08 as amended with the removal of item #3 and deleting the end of the sentence in item #2. Dave Schrom seconded the motion. Ayes were received by all board members present. The motion passed.

P. Wyntergreen stated the changes would be made to the resolution for the Chairman to sign.

Meeting Schedule: 14.

The next regular board meeting will be held on January 9, 2013.



11:55 AM January 7, 2013 Cash Basis

Tillamook Urban Renewal Agency Check Report

January 9, 2013

Date	Num	Name	Memo	Paid Amount
Jan 9, 13 1/9/2013	705	Albright Kittell PC	62140 Dec Legal Serices	-1,985.00
Jan 9, 13				-1,985.00

Tillamook Urban Renewal Agency General Fund

Statement of Cash Receipts, Disbursements and Balance with Annual Budget to Actual Comparisons For the Five Months Ended November 30, 2012

ı	Month of	Fiscal Year	Annual	Over (Under)	% of
	Nov 2012	to Date	Budget	Budget	Budget
Resources & Receipts					
40001 · Beginning Fund Balance - 7/1/2012	-	229,541.04	248,642.00	(19,100.96)	92.32%
45037 · Transfer in From TIF	-	50,000.00	80,655.00	(30,655.00)	61.99%
27200 · Long Term Loan Repymt Income	1,000.00	5,000.00	13,300.00	(8,300.00)	37.59%
45031 · Interest Earned	23.98	128.46	500.00	(371.54)	25.69%
45035 · Late Charges & Fees	-	-	1,500.00	(1,500.00)	0.0%
45036 · Deposit Refund			226,000.00	(226,000.00)	0.0%
Total Resources & Recepits	1,023.98	284,669.50	570,597.00	(285,927.50)	49.89%
Disbursements:					
Materials and Services:					
62100 · CONTRACT SERVICES					
62110 · IGA Services (City Tillamook)	9,050.62	25,356.17	40,055.00	(14,698.83)	63.3%
62140 · Legal Services	2,995.00	3,175.00	10,000.00	(6,825.00)	31.75%
62141 · Consulting Fees	-	80.00	5,000.00	(4,920.00)	1.6%
62142 · Financial/Audit Service	1,500.00	7,320.00	15,000.00	(7,680.00)	48.8%
62143 · Engineer/Archi Services	600.00	600.00	2,500.00	(1,900.00)	24.0%
62144 · Design/Enviro Studies	-	-	2,500.00	(2,500.00)	0.0%
62145 · Internet Web Services	12.00	227.20	500.00	(272.80)	45.44%
62146 · Appraisals Inspections	<u> </u>		200.00	(200.00)	0.0%
Total 62100 · CONTRACT SERVICES	14,157.62	36,758.37	75,755.00	(38,996.63)	48.52%
65000 · OPERATIONS					
65005 · Legal/Advertise/Publica	-	102.90	1,500.00	(1,397.10)	6.86%
65010 · Insurance	-	573.00	-	573.00	100.0%
65020 · Postage	-	-	200.00	(200.00)	0.0%
65040 · Office Supplies	36.20	1,092.57	1,000.00	92.57	109.26%
65110 · Bank Fees	15.06	60.29	500.00	(439.71)	12.06%
65140 · Loan Service Fees	-	800.00	1,000.00	(200.00)	80.0%
Total 65000 · OPERATIONS	51.26	2,628.76	4,200.00	(1,571.24)	62.59%
68300 · TRAVEL AND MEETINGS					
68310 · Agency Comm Meet Exp	-	265.93	500.00	(234.07)	53.19%
68330 · Conference Education		<u> </u>	200.00	(200.00)	0.0%
Total 68300 · TRAVEL AND MEETINGS		265.93	700.00	(434.07)	37.99%
Total Materials and Services	14,208.88	39,653.06	80,655.00	(41,001.94)	49.16%

Tillamook Urban Renewal Agency General Fund

Statement of Cash Receipts, Disbursements and Balance with Annual Budget to Actual Comparisons For the Five Months Ended November 30, 2012

	Month of Nov 2012	Fiscal Year to Date	Annual Budget	Over (Under) Budget	% of Budget
70000 · CAPITAL OUTLAY					
70070 · Facade Loan Grant	2,702.77	17,300.35	50,000.00	(32,699.65)	34.6%
70100 · Streetscape Beautification	-	-	50,000.00	(50,000.00)	0.0%
70107 · Reserved Agency Project	-	-	344,942.00	(344,942.00)	0.0%
70110 · Playground Equipment	-	-	5,000.00	(5,000.00)	0.0%
Total 70000 · CAPITAL OUTLAY	2,702.77	17,300.35	449,942.00	(432,641.65)	3.85%
Total Disbursements	16,911.65	56,953.41	530,597.00	(473,643.59)	10.73%
Net Change/Ending Fund Balance	(15,887.67)	227,716.09	40,000.00		
Components of Fund Balance:					
Cash held in Bank of Astoria account		\$ 201,986.30			
Cash held in TLC account		31,898.15			
Cash held in US Bank account		9,105.22			
Cash held in LGIP #3702		21,762.68			

Tillamook Urban Renewal Agency Tax Increment Fund Statement of Cash Receipts, Disbursements and Balance with Annual Budget to Actual Comparisons For the Five Months Ended November 30, 2012

	Month of Nov 2012	Fiscal Year to Date	Annual Budget	Over (Under) Budget	% of Budget
Resources and Receipts					
80001 \cdot Beginning Fund Balance - 7/1/2012	-	165,249.15	130,000.00	35,249.15	127.12%
83690 · Interest Earned - TIF	93.73	319.28	500.00	(180.72)	63.86%
83680 · Prior Years' Taxes Received	2,187.91	8,674.20	9,000.00	(325.80)	96.38%
83677 · LGIP 3677 Tax Revenues Received	201,486.42	201,486.42	231,000.00	(29,513.58)	87.22%
Total Resources and Receipts	203,768.06	375,729.05	370,500.00	5,229.05	101.41%
Disbursements:					
86000 · Loan Repayments	-	-	170,000.00	(170,000.00)	0.0%
87010 · Transfer Out to GF	-	50,000.00	80,655.00	(30,655.00)	61.99%
87000 · Other Disbursements					
85110 · Bank Fees - TIF	11.40	52.91	1,500.00	(1,447.09)	3.53%
Total 87000 · Other Disbursements	11.40	52.91	1,500.00	(1,447.09)	3.53%
Total Disbursements	11.40	50,052.91	252,155.00	(202,102.09)	19.85%
89000 · Reserve for Future Debt Svc	203,756.66	325,676.14	118,345.00		
Components of Fund Balance:					
Cash held in LGIP #3677		\$ 288,639.88			
Due From General Fund		37,036.26			
		\$ 325,676.14 ♥			
Loan Balances:					
Columbia State Bank		\$ 1,500,000.00 \$ 1,500,000.00			

Debbi Reeves

From: Paul Wyntergreen

Sent: Thursday, January 03, 2013 3:42 PM
To: Debbi Reeves; Don Hurd (Don Hurd)

Subject: FW: Bylaws Revision

From: Jeannette Launer [mailto:jmlauner@comcast.net]

Sent: Thursday, January 03, 2013 1:24 PM

To: Paul Wyntergreen **Subject:** Bylaws Revision

Paul – In your letter of December 13, 2012, you asked me for my opinion relating to a proposed bylaw change for the Tillamook Urban Renewal Agency. That new bylaw provision would replace the current Section 4g with the following:

"4g. Roberts Rules: Roberts Rules of Order, Newly Revised edition shall be used as guidelines to determine rules of order not herein provided for or provided for by resolution. The Chair may modify those rules as he/she sees fit for the expeditious conduct of business."

The proposed change incorporates into the bylaws the Chair's discretion to modify rules of order, including Roberts Rules of Order or any other rules that may be in either the bylaws or adopted separately by resolution. Once discretion is granted to the Chair, as by this change, the Chair's exercise of the discretion does not modify the bylaws. Rather the Chair's action is a use of authority already granted in the bylaws.

As you and I discussed, the choice to give the Chair this discretion is a TURA Board decision when it considers the proposed change. If you have any addition questions, please let me know.

Jeannette M. Launer Attorney 5216 S.W. Burton Dr. Portland, OR 97221 imlauner@comcast.net 503-502-1030

City of Tillamook 210 Laurel Ave. Tillamook, OR 97141



Memo

To: Paul Wyntergreen, City Manager

From: Arley Sullivan, Director (a)

Date: 17 December 2012

Re: 3rd St. Waterline Project Costs

Here is the breakdown of the cost of the 3rd St. Waterline Project that was done concurrently with the Street Enhancement Project.

From NW Engineers: Original Design \$10,000.00

Original Survey \$ 2,100.00

Added Section to Extend to Marolf Lp. \$ 3,160.00

Revise water plant per ODOT requirements \$20,000.00

Century Link revised alighnment \$ 475.00

Total Design Cost \$35,735.00

The original construction cost estimate.

Adjustment related to ODOT change

Adjusted Construction Estimate

\$145,000.00
\$25,000.00
\$170,000.00

Note: NW Engineers used this estimate because Greg assumed that the road sub-excavation would dramatically lower the waterline excavation and installation costs because the project would be under one project scope of contract. As it turned out ODOT would not allow the waterline to be part of the road contract subsequently the waterline costs jumped to \$330,000.00.

It is clear that there was some confusion as to the actual waterline cost. As I understand the Water Division owes an additional \$51,000.00 for work changes.

The \$10,000.00 shown in Liane's chart in the Century Link Costs is the amount the Water Division calculated as to be additional cost incurred due to Century Links duct bank conflicts.

Submitted by:

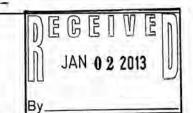
Arley Sullivan, Director of Public Works





TILLAMOOK COUNTY PIONEER MUSEUM

2106 2nd St., Tillamook, Oregon 97141 www.tcpm.org • 503.842.4553



BOARD OF DIRECTORS

December 27, 2012

BILL BAERTLEIN

Dear Mr. Hurd,

QUENTIN BORBA

DR LORI GATES

The Tillamook County Pioneer Museum is pleased to be hosting another Conversation Project from Oregon Humanities on January 19 at 1:00 PM in the Museum's Main Gallery.

LENHART A. "BUD" GIENGER

Nan Laurence, a senior planner from the City of Eugene, will be coming to lead a discussion on "A City's Center: Rethinking Downtown." Ms.

Laurence will be focusing on some of the issues that face rural cities in today's changing world. Cities all over the country are trying to revitalize their downtown areas, but sometimes the qualities that are essential to this revitalization remain elusive.

CATE MAYER

JIM HURLIMAN

SHIRLEY MEDSKER

DR. ROY PETERSON

BARBARA TROUT

PHYLLIS WUSTENBERG

GARY E.ALBRIGHT
DIRECTOR
503-842-4553
director@tcpm.org

Oregon Humanities' Conversation Projects are unique in that they are developed to be discussions rather than lectures, engaging community members in thoughtful and challenging conversations.

As we thought the topic might be of particular interest to you, we are personally inviting you to attend this important and timely conversation.

Should you need more information about Ms. Laurence or the program, please do not hesitate to contact me.

Sincerely,

Carla Albright

Program and Exhibit Coordinator

Albright



Memorandum

To: Chairman Hurd and TURA Board of Directors

From: Debbi Reeves, Executive Assistant

Date: 1/7/2013

Re: New Owner of 1906 1st Street

Last week the new owner of the old Video Audio building at 1906 1st Street came in and talked with City Planner Dave Mattison and me. He did not say exactly what his plans are for the building but that he will be doing some restoration. We discussed the kind of projects TURA has been doing. The new owner is Todd Bouchard and his company name is Kingslin Capital out of Portland.

Todd took a packet of each of the different programs TURA has available and said he would call if he has questions. I also mentioned to him TURA will begin the budget process in the next couple of months and project funding depends on availability.

I thought you might like this bit of information and I will keep you posted if I hear from Mr. Bouchard.

Thank you.